

?BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

%DATED: 02.11.2018

\*CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH  
+CrI.O.P.(MD).No.20000 of 2018

#1.Chelladurai @ Sangara Pandian  
2.Siva Paramasivan  
3.Muthu @ Esaki Muthu  
4.Ganeshan  
5.Arumugam  
6.Balu @ Sudalaimuthu : Petitioners

Vs.

\$1.The State rep by  
The Inspector of Police,  
Thalaiyuthu Police Station,  
Tirunelveli District.  
(Crime No.305 of 2018)

2.Shankar Selvam : Respondents

PRAYER:Criminal Original Petition is filed under Section 482 of Cr.P.C., to  
call for the records relating to the First Information Report in Crime No.305  
of 2018 on the file of the 1st respondent and quash the same as illegal.

!For Petitioners : Mr.M.Maharaja

^For R1 : Ms.S.Bharathi

Government Advocate (CrI.Side)

For R2 : Mr.R.Rajesh

:ORDER

This criminal original petition has been filed to quash Crime No.305 of  
2018 on the file of the first respondent herein.

2.The case is under trial. By passage of time, the parties have  
decided to bury their hatchet and compromise the dispute amicably among  
themselves.

3.A Joint Memo of Compromise has been filed before this Court, which  
has been signed by the petitioners and the second respondent and also by  
their respective counsel. The petitioners and the second respondent were  
also present in person before this Court. This Court also enquired both the  
parties and was satisfied that the parties have come to an amicable  
settlement between themselves.

4.Under such circumstances, no useful purpose will be served in keeping  
the proceedings in Crime No.305 of 2018 pending, even though, the offences  
involved are not compoundable in nature. In the light of the guidelines

given by the Hon-ble Supreme Court reported in 2017 9 SCC 641~(Parbathbhai Aahir @ Parbathbhai Vs. State of Gujrath), this Court in exercise of its jurisdiction under Section 482 Cr.P.C. quashes the proceedings in Crime No.305 of 2018.

5.This Criminal Original Petition stands allowed and as a sequel, the proceedings in Crime No.305 of 2018, on the file of the first respondent is quashed and the terms of Joint Compromise Memo shall form part and parcel of this order. Each of the petitioners shall pay a sum of Rs.5,00/~ (Rupees Five Hundred only), each as costs, to the credit of ?Rojavanam, Home for aged and poor? (payable in Account No.6481560540, Indian Bank, Madurai Bench of Madras High Court, Madurai, within a period of one week from the date of receipt of a copy of this order and file a photocopy of the receipt along with a memo reporting compliance in the Registry.

To

1.The Inspector of Police,  
Thalaiyuthu Police Station,  
Tirunelveli District.

2.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.